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13  
14 **UNITED STATES DISTRICT COURT**  
15 **DISTRICT OF NEVADA**

16 JACKIE WESTENBERGER,  
17  
18 Plaintiff,

19 vs.

20 ALBERTSONS LLC, a Foreign Limited  
21 Liability Company; DOES I through X; and  
22 ROE CORPORATIONS I through X,  
23 Defendants.

Case No. 2:17-cv-02661-JAD-BNW

**[PROPOSED] ORDER**

(Motion for Rule 37 Sanctions – ECF No. 43)

24 Before the Court is Defendant Albertson's LLC's Motion for Rule 37 Sanctions (ECF  
25 No. 43) (the "Motion"). Subsequent to filing the Motion, the Parties reached an agreement that  
26 Plaintiff will not be claiming lost wages, diminished earning capacity, or future medical  
27 damages. As such, the Motion is unopposed. Accordingly,

28 **IT IS ORDERED** the Motion is GRANTED, and Plaintiff is precluded from introducing  
evidence of any lost wages, diminished earning capacity, or future medical damages in motion  
practice, hearing or trial.

DATED October 4, 2019



BRENDA WEKSLER  
UNITED STATES MAGISTRATE JUDGE